

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 555

Session of 1977

INTRODUCED BY MESSRS GOODMAN, B. F. O'BRIEN, TAYLOR, GATSKI, GEORGE, ITKIN, McCALL, TRELLO, YAHNER, ABRAHAM, GAMBLE, DeWEESE, SWEET, MUSTO, MISCEVICH, KLINGAMAN, BERLIN, J. L. WRIGHT, STUBAN, ZITTEMAN, BITTINGER, STEWART, LEHR, HELFRICK, DeMEDIO, COLE, MORRIS, SCHMITT AND GRAY, MARCH 8, 1977

AS AMENDED ON THIRD CONSIDERATION, HOUSE OF REPRESENTATIVES, JUNE 13, 1977

AN ACT

1 Requiring certain public buildings to use a coal ~~or electric~~ <—  
2 fired heating system OR BE HEATED BY A FORM OF ENERGY <—  
3 SUBSTANTIALLY PRODUCED BY THE USE OF COAL; establishing a  
4 State Board on Public Heating; prohibiting certain  
5 conversions; granting certain powers and duties.

6 The General Assembly of the Commonwealth of Pennsylvania  
7 hereby enacts as follows:

8 Section 1. Mandatory ~~coal or electric~~ heating systems; <—  
9 conversion prohibited.

10 All publically owned buildings constructed after the  
11 effective date of this act shall use a coal fired heating system  
12 or ~~electric heating system~~ BE HEATED BY A FORM OF ENERGY <—  
13 SUBSTANTIALLY PRODUCED BY THE USE OF COAL unless a waiver is  
14 granted by the State Board on Public Heating, and any conversion  
15 of said buildings from a coal fired heating system or ~~electric~~ <—  
16 heating system USING A FORM OF ENERGY SUBSTANTIALLY PRODUCED BY <—  
17 THE USE OF COAL to another system shall be prohibited unless a

1 waiver is granted by the State Board on Public Heating.

2 Section 2. Conversion of existing heating systems prohibited.

3 Any building in compliance with the provisions of section 1  
4 prior to its effective date shall not be converted from a coal  
5 fired heating system or ~~electric~~ heating system USING A FORM OF <—  
6 ENERGY SUBSTANTIALLY PRODUCED BY THE USE OF COAL to another  
7 system unless a waiver is granted by the State Board on Public  
8 Heating.

9 Section 3. Creation of board; powers and duties.

10 (a) There is hereby created a State Board on Public Heating  
11 which shall consist of the Secretary of Environmental Resources,  
12 the Secretary of Commerce and the Secretary of Labor and  
13 Industry.

14 (b) Said board may grant a waiver in certain instances if it  
15 finds that the imposition of a ~~coal~~ heating system or ~~electric~~ <—  
16 ~~heating system will create an environmental or economic~~  
17 ~~hardship.~~ OTHERWISE REQUIRED BY THIS ACT IS NOT POSSIBLE BECAUSE <—  
18 OF ENVIRONMENTAL PROTECTION RESTRICTIONS WHICH PROHIBIT THE USE  
19 OF COAL FIRED HEATING SYSTEMS IN SUCH BUILDINGS OR WHICH  
20 PROHIBIT THE USE OF COAL BY PRODUCERS OF SUCH OTHERWISE  
21 ALLOWABLE FORMS OF HEATING ENERGY FOR SUCH BUILDINGS, OR IS NOT  
22 REASONABLE ON ACCOUNT OF ECONOMIC HARDSHIP IN THE CONSTRUCTION  
23 OR OPERATION OF SUCH BUILDINGS.

24 (c) The Secretary of the Departments of Environmental  
25 Resources, Commerce, or Labor and Industry may appoint a  
26 designee to sit on the board in his stead.

27 Section 4. Effective date.

28 This act shall take effect immediately BUT SHALL NOT APPLY TO <—  
29 ANY CONTRACT AWARDED PURSUANT TO AN INVITATION FOR BID ISSUED ON  
30 OR BEFORE THE EFFECTIVE DATE OF THIS ACT AND SHALL EXPIRE ON A

- 1 DATE THREE YEARS THEREAFTER UNLESS THE GENERAL ASSEMBLY EXTENDS
- 2 ITS EXISTENCE AT LEAST TWO MONTHS PRIOR TO SUCH DATE.